

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 01 2002

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 01 2002

\*\*\*\*\*

The applicant **Michael B. Stewart**, hereby makes application for permission to change the **Point of Diversion, Manner and Place of Use** of water heretofore appropriated under **Permit 52844**

\*\*\*\*\*

1. The source of water is **Underground**
2. The amount of water to be changed **1.03 cfs, not to exceed 276 acre-feet annually**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Mining, Milling and Domestic**
5. The water is to be diverted at the following point **NW¼ SE¼, Section 1, T.30N., R.22E., M.D.B.&M., or at a point from which the E¼ corner of said Section 1 bears N. 87°54'00" E., a distance of 1370.0 feet.**
6. The existing permitted point of diversion is located within **NW¼ NE¼, Section 4, T.29N., R.23E., M.D.B.&M., or at a point from which the NW corner of said Section 4 bears N. 78°42'17" W., a distance of 3364.42 feet.**
7. Proposed place of use **21.5 acres SE¼ SE¼, 31.5 acres NE¼ SE¼, 16 acres NW¼ SE¼, Section 1, T.30N., R.22E., M.D.B.&M.**
8. Existing place of use **Within T.30N., R.23E.: Section 27, 28, 33 and 34; S½, S½ N½ of Section 21; portions of Section 22, 26 and 35. Within T.29N., R.23E.: Section 3; N½ N½, Section 4; portions of Sections 2, 9, 10, 15 and 16. (Refer to map on file under Permit 52844)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing drilled and cased well equipped with a motor, pump and pivot wheels.**
12. Estimated cost of works **Completed under Permit 26936, Cert. 8432**
13. Estimated time required to construct works **Completed under Permit 26936, Cert. 8432**
14. Estimated time required to complete the application of water to beneficial use **Five (5) Years**
15. Remarks: **This Application returns a portion of Permit 52844 back to irrigation use within the original Place of Use under Permit 26963, Certificate 8432. Refer to map on file under Permit 52844 for existing Point of Diversion and Place of Use. Proposed Point of Diversion is under Permit 20963, Certificate 8432.**

By **Gregory M. Bilyeu**  
s/**Gregory M. Bilyeu**  
**500 Damonte Ranch Parkway, Suite 1056**  
**Reno, NV 89511**

Compared cmf/sam lb/sam

Protested \_\_\_\_\_

\*\*\*\*\*

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 52844 is issued subject to the terms and conditions imposed in said Permit 52844 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.03 cubic feet per second, but not to exceed 276 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 11, 2004

Proof of completion of work shall be filed on or before:

May 11, 2004

Water must be placed to beneficial use on or before:

April 11, 2006

Proof of the application of water to beneficial use shall be filed on or before:

May 11, 2006

Map in support of proof of beneficial use shall be filed on or before:

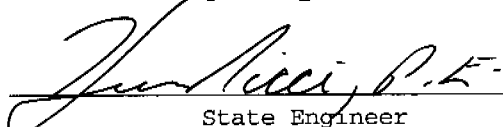
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 11th day of April, A.D. 2003

  
State Engineer

**MAY 28 2003**

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_